IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF NORTH CAROLINA CHARLOTTE DIVISION CIVIL NO. 3:04CV202

NORA JOHNSON,)	
)	
Plaintiff,)	
)	ORDER
v.)	
)	
JO ANNE B. BARNHART,)	
Commissioner of Social Security,)	
)	
Defendant.)	

THIS MATTER is before the Court on Plaintiff's "Petition For Attorney's Fee and Costs" filed on August 24, 2005 (document #18). By "Response..." filed on August 30, 2005, Defendant advises that the Commissioner will not oppose an award of legal fees in the amount of \$2,861.25 plus \$150.00 in filling fees, provided this is the only petition filed by Plaintiff in this case under 28 U.S.C. §2412(d).

NOW THEREFORE, IT IS ORDERED:

- 1. Plaintiff's 'Petition For Attorney's Fees And Costs' (document #18) is **GRANTED**, that is, counsel for Plaintiff shall be paid the sum of \$3,011.25 (\$2,861.25 in legal fees plus \$150.00 in filing fees).
 - 2. No additional petition pursuant to 28 U.S.C. §2412(d) shall be filed.
 - 3. The Clerk is directed to serve copies of this order to counsel for the parties.

Signed: September 6, 2005

Graham C. Mullen Chief United States District Judge